

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>  
Office: (317) 232-2701  
Facsimile: (317) 232-6758

IN THE MATTER OF THE VERIFIED )  
PETITION OF METRO TELECONNECT )  
COMPANIES, INC. FOR A CERTIFICATE )  
OF TERRITORIAL AUTHORITY TO )  
PROVIDE FACILITIES-BASED LOCAL )  
EXCHANGE TELECOMMUNICATIONS )  
SERVICES THROUGHOUT THE STATE )  
OF INDIANA, AND FOR AN ORDER BY )  
THE INDIANA UTILITY REGULATORY )  
COMMISSION DECLINING TO EXERCISE )  
ITS JURISDICTION, IN WHOLE OR IN PART, )  
TO THE FULLEST EXTENT ALLOWED BY )  
THE LAW, PURSUANT TO IND. CODE 8-1-2.6 )

CAUSE NO. 42485

FILED

JUN 04 2004

INDIANA UTILITY  
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

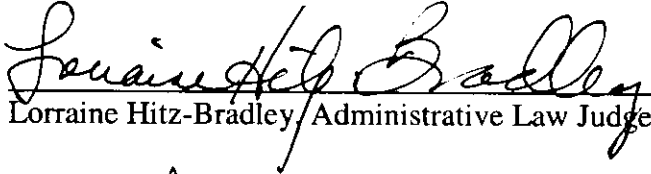
On June 3, 2004 pursuant to 170 I.A.C. 1-1.1-4, Metro Teleconnect Companies, Inc. ("Petitioner") filed a *Verified Request for Confidential Treatment of Information* ("Request") in this Cause. In its Request, the Petitioner indicates that certain information that the Presiding Officers requested in this matter contain trade secrets ("Confidential Information") as that term is defined under Indiana Code 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Indiana Code 5-14-3-4(a)(4). In support of its Motion, the Petitioner includes the sworn *Verification of Tom Gregson* ("Affidavit"). The Affidavit has been placed in the Commission's official file in this matter and is hereby incorporated by reference.

170 I.A.C. 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that describes: 1) the nature of the confidential information; 2) the reasons why the information should be treated as confidential pursuant to I.C. 8-1-2-29 and I.C. 5-14-3; and, 3) the efforts the party has made to maintain the confidentiality of the information.

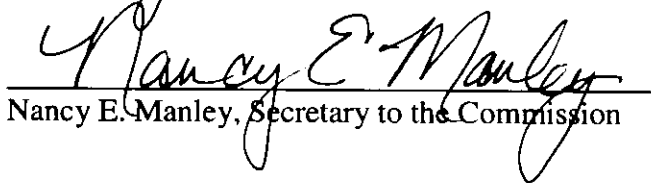
The Presiding Officer, having considered Petitioner's Request and accompanying Affidavit, finds there is sufficient basis for determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Accordingly, Petitioner shall hand deliver to the Presiding Administrative Law Judge, in a sealed envelope clearly marked confidential, with the Cause No. noted thereon, the

Confidential Information which shall be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Indiana Code 5-14-3.

**IT IS SO ORDERED.**

  
Lorraine Hitz-Bradley, Administrative Law Judge

Date: June 4, 2004

  
Nancy E. Manley, Secretary to the Commission